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# புதுச்சேரி மாநில அரசிதழ்

## La Gazette de L'État de Poudouchéry

### The Gazette of Puducherry

#### PART - II

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No.	31	Poudouchéry	Mardi	11	Novembre
No.		Puducherry	Tuesday	11th	November
					2014
					(20 Kartika 1936)

#### GOVERNMENT OF PUDUCHERRY

#### DEPARTMENT OF REVENUE AND DISASTER MANAGEMENT

No. 13279/DC(E)/S1/2012.

Puducherry, the 11th November 2014.

#### NOTIFICATION

Whereas, the proposal for amendment of the Puducherry Excise Rules, 1970 was published as required under sub-section (1) of section 70 of the Puducherry Excise Act, 1970 (No. 12 of 1970), in the Department of Revenue and Disaster Management, Government of Puducherry notification issued under No.13279/DC(E)/S1/2012, dated 29th September 2014 and published in the Part-II, Extraordinary Official

Gazette No. 23, dated 29th September 2014 inviting objections and suggestions from all the persons likely to be affected thereby within seven days from the date of publication of the said notification in the Official Gazette of Puducherry;

And whereas, the said Gazette notification was made available to the general public on the 29th day of September 2014;

And whereas, no objections or suggestions have been received within the abovesaid stipulated time and therefore, the Government have decided to confirm the preliminary notification issued in respect of the proposal for amendment of the Puducherry Excise Rules, 1970;

Now, therefore, in exercise of the powers conferred by section 70 of the Puducherry Excise Act, 1970 (No. 12 of 1970), the Lieutenant-Governor, Puducherry is hereby pleased to make further rules to amend the Puducherry Excise Rules, 1970, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Puducherry Excise (Amendment) Rules, 2014.

(2) They shall come into force on the date of their publication in the official gazette.

2. *Amendment of rule 113.*— In Puducherry Excise Rules, 1970, in rule 113, in sub-rule (2), for the existing clause (i), the following shall be substituted, namely:—

“(i) No shop shall be established in Municipal areas within a distance of 50 (fifty) meters and in other areas 100 (hundred) meters from any place of worship or educational institution:

Provided that the distance restriction shall not apply in areas designated as “Commercial” or “Industrial” by the Town Planning Authorities:

Provided further that if any place of worship or educational institution comes into existence subsequent to the establishment of the shop, the distance restrictions specified in this rule shall not apply.

*Explanation.*—For the purposes of this rule—

(a) “Place of worship” means a ‘temple’ as defined in the Puducherry Hindu Religious Institutions Act, 1972, a Mosque/ Dargah registered with the Wakf Board, a Church and includes such other religious institutions as the State Government may by order specify in this behalf.

(b) "Educational institution" means any pre-primary, primary, middle or high school or higher secondary school or any other institution imparting education or training, recognised by the State Government or Central Government, or any college affiliated to any University established by law.

(c) Calculation of distance for the purpose of this rule will be the shortest pathway/lane/street/road generally used by the public and the same shall be measured from gate to gate.

(d) The distance restrictions specified in this rule does not apply to licenses issued to hotels and restaurants under the Tourism Category."

(By order of the Lieutenant-Governor)

**S. ABEL ROZARIO,**

Under Secretary to Government (Revenue).

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